

REGULAR MEETING

August 6, 2008

7:00 PM

1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. OPEN PUBLIC MEETING

4. APPROVAL OF CONSENT AGENDA

Minutes

- | | | |
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| 4.1 | July 2, 2008 (Special Executive Session) | approved |
| 4.2 | June 19, 2008 (Workshop Meeting) | approved |
| 4.3 | June 20, 2008 (Workshop Meeting) | approved |
| 4.4 | July 2, 2008 (Regular Meeting) | approved |
| 4.5 | July 10, 2008 (Workshop Meeting) | approved |

Business Tax Receipt

- | | | |
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| 4.6 | Performance Lawn Service, 4001 SW 111 Avenue | approved |
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Resolutions

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| 4.7 | ADOPTION - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA, ADOPTING THE LOCAL ROAD MASTER PLAN FOR THE TOWN OF DAVIE; AUTHORIZING THE MAYOR TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING HIS SIGNATURE TO SAID RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. (tabled from July 2, 2008) | approved subject to.. |
| 4.8 | BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID SUBMITTED BY GOVERNOR CONSTRUCTION, INC. FOR THE REHABILITATION OF TOWN OF DAVIE LIFT STATION #11. (\$223,460.75) | approved |
| 4.9 | BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID AWARDED BY THE STATE OF FLORIDA UNDER CONTRACT NUMBER 070-7000-134 TO ORVILLE BECKFORD FOR TRUCKS. (\$54,757) | approved |
| 4.10 | BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID AWARDED BY THE FLORIDA SHERIFFS ASSOCIATION UNDER BID NUMBER 07-15-0827 SPECIFICATION NUMBER 53 TO CREEL TRACTOR COMPANY FOR A NEW HOLLAND SKID STEER LOADER. (\$30,630) | approved |
| 4.11 | BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID AWARDED BY THE STATE OF FLORIDA UNDER CONTRACT NUMBER 515-630-06-1 TO WESCO TURF SUPPLY FOR LAWN EQUIPMENT. (\$45,455.81) | approved |

- 4.12 **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE EXTENSION OF THE EXISTING HEAVY EQUIPMENT BID FOR HEAVY EQUIPMENT RENTAL WITH OPERATOR AND WITHOUT OPERATOR. **approved**
- 4.13 **PURCHASE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE PARKS & RECREATION DEPARTMENT TO PURCHASE A MODULAR OFFICE BUILDING FROM ADVANCED MODULAR STRUCTURES, INC. PER TOWN BID #B-07-114. (\$153,822) [see related item 4.33] **denied**
- 4.14 **LEASE PURCHASE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING LEASE PURCHASE SCHEDULE NO. 810-6449382-001 FROM DELL FINANCIAL SERVICES L.P. (\$105,826.90 over 5 years) **approved**
- 4.15 **EXPENDITURE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE EXPENDITURE OF NO MORE THAN \$88,000 FROM THE DISTRICT FOUR GENERAL OBLIGATION PARKS OPEN SPACE BOND FOR DEVELOPMENT OF GOVERNOR LEROY COLLINS PARK. **tabled to 8/20/08**
- 4.16 **AGREEMENT RATIFICATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO RATIFY THE AGREEMENT BETWEEN THE TOWN OF DAVIE COMMUNITY REDEVELOPMENT AGENCY AND CRAVEN THOMPSON & ASSOCIATES, INC. TO PROVIDE ENGINEERING SERVICES FOR THE EASTSIDE DRAINAGE AND INFRASTRUCTURE IMPROVEMENT PROJECT FOR PHASES II AND III, AND PROVIDING FOR AN EFFECTIVE DATE. (\$589,000) **approved**
- 4.17 **CONTRACT RATIFICATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA RATIFYING THE CONTRACT FOR SALE AND PURCHASE OF REAL ESTATE BY AND BETWEEN CHARLES BARNETTE (“SELLER”) AND THE DAVIE COMMUNITY REDEVELOPMENT AGENCY (“BUYER”) FOR PROPERTY AT 6361 SW 41 PLACE ALSO KNOWN AS LOT 1 OF WHITE PARK SUBDIVISION ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 48, PAGE 42 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE THE RESOLUTION, AND PROVIDING FOR AN EFFECTIVE DATE. (\$187,500) **approved**
- 4.18 **RENEWAL AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA RENEWING AN AGREEMENT BETWEEN THE TOWN OF DAVIE AND THE DAVIE SCHOOL FOUNDATION, INC.; AND PROVIDING AN EFFECTIVE DATE. (\$28,286 for first year plus 2.5% COLA for remaining 4 years) **approved**
- 4.19 **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN FPL AND THE TOWN OF DAVIE FOR AN ENERGY AND MAINTENANCE AGREEMENT FOR ONE HUNDRED FORTY EIGHT (148) STREETLIGHTS IN REXMERE VILLAGE. (not budgeted - \$31,776.14) **withdrawn**

- 4.20 **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN FPL AND THE TOWN OF DAVIE FOR AN ENERGY AND MAINTENANCE AGREEMENT FOR THREE (3) STREETLIGHTS ON SW 9 STREET FOR ORANGE PARK. (not budgeted - \$511.50) **approved**
- 4.21 **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE THE TEMPORARY LEASE AGREEMENT FOR LIVESTOCK GRAZING SERVICES AT GOVERNOR LEROY COLLINS PARK. **approved subject to..**
- 4.22 **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, SELECTING JOSEPH KELLJCHIAN TO PROVIDE KARATE INSTRUCTOR SERVICE AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH MR. KELLJCHIAN FOR SAID SERVICE. (\$11,250) **approved**
- 4.23 **CONTRACT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AN EXTENSION OF THE EXISTING CONTRACTS WITH VARIOUS PROFESSIONAL CONSULTING FIRMS FOR A VARIETY OF PROFESSIONAL SERVICES. **approved**
- 4.24 **HOLIDAYS** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE HOLIDAY SCHEDULE AND OTHER OBSERVED DAYS FOR THE TOWN OF DAVIE NON-REPRESENTED EMPLOYEES DURING FISCAL YEAR 2008-2009; AND PROVIDING AN EFFECTIVE DATE. **approved**
- 4.25 **WARRANTY DEED** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE ACCEPTANCE OF A SPECIAL WARRANTY DEED FROM WARREN HENRY AUTOMOBILES, INC. WHICH CONVEYS CERTAIN PROPERTY FOR USE AS A PUBLIC PARK KNOWN AS CHELSEA PARK, AND PROVIDING FOR AN EFFECTIVE DATE. **approved**
- 4.26 **POLICY** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA ADOPTING A PERSONNEL POLICY RELATED TO HARASSMENT AND PROVIDING FOR AN EFFECTIVE DATE. **approved**
- 4.27 **POLICY** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA ADOPTING A PERSONNEL POLICY RELATED TO SEXUAL HARASSMENT AND PROVIDING FOR AN EFFECTIVE DATE. **approved**
- 4.28 **SELECTION OF FIRM** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, SELECTING THE FIRM OF CALVIN GIORDANO & ASSOCIATES, INC. TO PROVIDE ENGINEERING SERVICES FOR WASTEWATER TRANSMISSION MAIN IMPROVEMENTS AND AUTHORIZING THE TOWN ADMINISTRATOR OR HIS DESIGNEE TO NEGOTIATE AN AGREEMENT FOR SUCH SERVICES. **approved**

- 4.29 **DONATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE DONATION OF FIRE AND PERSONAL PROTECTIVE EQUIPMENT THAT NO LONGER MEETS NATIONAL AND LOCAL FIRE STANDARDS, TO THE FLORIDA ASSOCIATION FOR VOLUNTEER ACTION OF THE CARIBBEAN AND THE AMERICAS (FAVACA). **tabled to 8/20/08**
- 4.30 **SUPPORT** - A RESOLUTION OF THE TOWN OF DAVIE SUPPORTING THE EFFORTS OF GOVERNOR CHARLIE CRIST AND THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT TO ACQUIRE LAND SOUTH OF LAKE OKEECHOBEE FOR THE PROTECTION AND RESTORATION OF AMERICA'S EVERGLADES AND FLORIDA'S COASTAL ESTUARIES; AND PROVIDING FOR AN EFFECTIVE DATE. **approved**
- 4.31 **AMENDMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE CAPITAL PROJECTS PROGRAM FOR THE TOWN OF DAVIE FOR FISCAL YEARS 2007 - 2011. [see related item 6.4] **approved**

Quasi-Judicial Consent Agenda

- 4.32 SPM 6-3-08, Pine Island Montessori, 5499 SW 82 Avenue (CF) *Site Plan Committee recommended approval based on staff's comments and additionally 1) to add a sidewalk between the buildings that would exit out to the parking area; therefore, the parking spaces would have to be redistributed differently in order to accomplish that; and 2) that the landscape plan be brought back to the Committee – that the site plan could advance to Council, however, the landscape plan should come back to the Committee prior to issuance of a permit* **approved subject to..**
- 4.33 SPM 6-4-08, Pine Island Park, generally located on the westside of Pine Island Road, 2,000 feet north of Orange Drive (RS) *Site Plan Committee recommended denial* [see related item 4.13] **denied**

5. DISCUSSION OF CONSENT AGENDA ITEMS

6. PUBLIC HEARING

Resolution

- 6.1 **CAPITAL PROJECTS** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ADOPTING THE 5-YEAR CAPITAL PROJECTS PROGRAM FOR THE TOWN OF DAVIE FOR FISCAL YEARS 2009-2013. (tabled from July 16, 2008) **tabled to 8/20/08**

Ordinance - Second and Final Reading

- 6.2 **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA, AMENDING CHAPTER 7, FIRE PREVENTION AND PROTECTION, CREATING SECTION 7-51, OF THE DAVIE CODE, TO PROVIDE FOR A COMMUNITY AUTOMATED EXTERNAL DEFIBRILLATOR PROGRAM; INCLUDING PROVIDING FOR DEFINITION FOR AUTOMATIC EXTERNAL DEFIBRILLATORS; REQUIRING AUTOMATIC EXTERNAL DEFIBRILLATORS IN CERTAIN OCCUPANCIES; PROVIDING FOR INSTALLATION AND OPERATION; PROVIDING FOR A INSTALLATION FEE AND PROVIDING FOR PENALTIES; PROVIDING FOR CODIFICATION, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (tabled from July 16, 2008) **{Approved on First Reading July 2, 2008. All voted in favor.}** **approved**

Ordinances - First Reading (Second and Final Reading to be held August 20, 2008)

- 6.3 **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 12, LAND DEVELOPMENT CODE, ARTICLE VIII. SIGNS, LIGHTING, DIVISION 1. SIGNS, SECTION 12-238 (C) BUILDING PERMITS REQUIRED EXCEPTIONS; PROVIDING FOR BANNERS AND SIMILAR TEMPORARY SIGNS ON TOWN PROPERTY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Local Planning Agency recommended approval subject to a change in the title to read "Town-owned property"*
approved subject to..
- 6.4 **ADOPTION** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, ADOPTING REVISED APPLICATION LA(TXT) 4-3-07, AMENDING THE TOWN OF DAVIE COMPREHENSIVE PLAN BY UPDATING THE CAPITAL IMPROVEMENTS ELEMENT WITH THE REVISED ADOPTED 5-YEAR CAPITAL PROJECTS PROGRAM FOR FY 2007-2011 PURSUANT TO CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR FILING WITH THE DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. [see related item 4.31]
approved
- 6.5 **BUDGET AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING AN AMENDMENT TO THE ESTIMATED REVENUES AND APPROPRIATIONS FOR FISCAL YEAR 2008.
approved

Quasi-Judicial Item

- 6.6 V 4-1-08, Ford, 12702 SW 26 Street (A-1) (to reduce the required side setback from 30 feet to 25 feet along the western property line) *Planning and Zoning recommended approval*
approved

7. APPOINTMENTS

- 7.1 Mayor Truex
- 7.1.1 Senior Citizen Advisory Committee (one exclusive appointment - term expires April 2010) (members shall be a minimum 60 years of age)
- 7.1.2 Youth Education and Safety Advisory Board (one exclusive appointment - term expires April 2010) (members shall, whenever possible, have interest and expertise in law enforcement, elementary school instruction, education matters, child psychology, pediatric medicine, parenthood and grandparenthood)
- 7.2 Vice-Mayor Luis
- 7.2.1 Planning and Zoning Board/Local Planning Agency (one exclusive - term May 28, 2008 to May 26, 2009) (member must be a resident and qualified voter; nomination requires Council approval)
- 7.2.2 Open Space Advisory Committee Agency (one exclusive appointment; term expires April 2010)

- 7.3 Councilmember Crowley
 - 7.3.1 Youth Education and Safety Advisory Board (one exclusive appointment - term expires April 2010) (members shall, whenever possible, have interest and expertise in law enforcement, elementary school instruction, education matters, child psychology, pediatric medicine, parenthood and grandparenthood)

- 7.4 Councilmember Starkey
 - 7.4.1 Agricultural Advisory Board (one exclusive appointment - term expires April 2010) (insofar as possible, members shall have experience in agricultural matters, related occupations or other similar skills)

 - 7.4.2 Youth Education and Safety Advisory Board (two exclusive appointments - terms expire April 2010) (members shall, whenever possible, have interest and expertise in law enforcement, elementary school instruction, education matters, child psychology, pediatric medicine, parenthood and grandparenthood)

- 7.5 Unsafe Structures Board (two non-exclusive appointments; terms expire April 2009) (one appointment shall be a plumbing contractor and one appointment shall be a real estate property manager - both members shall be a permanent resident or have their principal place of business within the Town's jurisdiction)

8. OLD BUSINESS

- 8.1 Charter Review Board Recommendations

9. NEW BUSINESS

- 9.1 Naming of Parks
- 9.2 Bus Contract

10. SCHEDULE OF NEXT MEETING

11. MAYOR/COUNCILMEMBER'S COMMENTS

12. TOWN ADMINISTRATOR'S COMMENTS

13. TOWN ATTORNEY'S COMMENTS

14. ADJOURNMENT

ANY PERSON WISHING TO APPEAL ANY DECISION MADE BY THIS BOARD OR COMMITTEE WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDINGS, AND, FOR SUCH PURPOSES, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS MADE.

Persons with disabilities requiring accommodations in order to participate should contact the Town Clerk at 954-797-1023 at least five business days prior to the meeting to request such accommodations. If you are hearing or speech impaired, please contact the Florida Relay Service by using the following numbers: 1-800-955-8700 (voice) or 1-800-955-8771 (TDD).